

IN THE UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF ARKANSAS  
FORT SMITH DIVISION

UNITED STATES OF AMERICA

PLAINTIFF/RESPONDENT

V.

Civil No. 06-2005  
Criminal No. 99-20028-001

THOMAS SCOTT CROSSLAND

DEFENDANT/MOVANT

O R D E R

On this 8th day of February 2006, there comes on for consideration the report and recommendation filed in this case on January 20, 2006, by the Honorable Beverly Stites Jones, United States Magistrate for the Western District of Arkansas. (Doc. 150). Movant has filed written objections to the report and recommendation. (Doc. 151).

The court has reviewed this case *de novo* and, being well and sufficiently advised, finds as follows: The report and recommendation is proper and should be and hereby is adopted in its entirety. Accordingly, the 28 U.S.C. § 2255 motion (Doc. 148) is DENIED AND DISMISSED WITHOUT PREJUDICE. Further, Movant is advised to proceed in the Eighth Circuit Court of Appeals with a request for an order authorizing the filing in this Court of a second or successive §2255 motion.

IT IS SO ORDERED.

/s/ Robert T. Dawson  
Honorable Robert T. Dawson  
United States District Judge